

**From:** Joel C. Sercel  
**To:** Microsoft ATR  
**Date:** 1/26/02 8:09pm  
**Subject:** Microsoft Settlement

To:

Renata B. Hesse  
Antitrust Division  
U.S. Department of Justice  
601 D Street NW  
Suite 1200  
Washington, DC 20530-0001

As a concerned citizen and business owner I am sending you this correspondence to register my concerns regarding the pending Microsoft Settlement. I urge the court to consider the strongest possible settlement against Microsoft which does not damage U.S. industrial competitiveness in global markets.

Press reports of related Microsoft offers to donate software and hardware to schools as part of a settlement offer are particularly concerning to me as such a move would:

- 1) not alleviate the financial and market share related pain suffered by Microsoft's victims,
- 2) not cost Microsoft nearly what Microsoft claims it would cost, and
- 3) would tend to extend Microsoft's monopoly into yet another market.

Any settlement which does not provide some remedy to alleviate market share and financial loss for Netscape and Apple computer is of particular concern as those two companies, both of which are widely recognized as far more innovative than Microsoft, have been particularly hurt by unfair Microsoft practices. Please ensure that any financial remedies levied on Microsoft are used in such a way as to ensure the increase in Netscape and Apple market shares and the market shares of the other companies hurt by Microsoft practices.

Sincerely

Joel Sercel